

CITY COUNCIL AGENDA

COUNCIL CHAMBERS – 57 EAST FIRST STREET

Monday, May 17, 2010
5:45 P.M.

Invocation by Sr. Minister Blaine Mays, Community Church of New Thought.

Pledge of Allegiance.

Mayor's Welcome.

Awards, Recognitions and Announcements.

CITIZEN PARTICIPATION

All citizens are permitted and encouraged to speak on agenda items. If you are interested in speaking on an agenda item, please fill out a blue card in the back of the room and give it to the City Clerk. When the Council considers the item, you will be called to the podium to provide your comments.

CONSENT AGENDA

All items listed with an asterisk (*) will be considered as a group by the City Council and will be enacted with one motion. There will be no separate discussion of these items unless a Councilmember or citizen requests, in which event the item will be removed from the Consent Agenda and considered as a separate item. If a citizen wants an item removed from the consent agenda, a blue card must be completed and given to the City Clerk prior to the Council's vote on the consent agenda.

(Members of the Mesa City Council will attend either in person or by telephone conference call).

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1. Take action on all consent agenda items.
- *2. Approval of minutes of previous meetings as written.
3. Conduct a public hearing and take action on the proposed annual assessments for the Mesa Town Center Improvement District No. 228:
 - 3a. Public hearing on the proposed annual assessments for the Mesa Town Center Improvement District No. 228.
(District 4)
 - 3b. Take action on the following resolution:

Approving the proposed annual assessments for the Mesa Town Center Improvement District No. 228. The recommendation is to not increase the assessments for FY10/11. **(District 4)**
4. Take action on the following liquor license applications:
 - *4a Neighborhood Economic Development Corporation

This is a one day civic event to be held on Friday, June 4, 2010 from 6:00 p.m. to 10:00 p.m. at 1 to 270 W. Main Street. **(District 4)**
 - *4b. 7 Eleven 26620C

New Beer & Wine Store License for 7 Eleven #26620C, 411 S. Gilbert Road, Bhela Inc – Arshdeep Bhela, Agent. The previous Beer & Wine License held at this location by Randhir Singh, will revert back to the State. **(District 2)**
 - *4c. Walgreens 11182

New Beer & Wine Store License for Walgreens 11182, 1130 W. Southern Ave, Walgreen Arizona Drug Co – Randy Allen Guse, Agent. This is an existing building with no previous liquor license at this location. **(District 3)**

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*4d. Contigo Peru Fine Peruvian Cuisine

New Restaurant License for Contigo Peru Fine Peruvian Cuisine, 1245 W. Guadalupe Road, Suite B7-8, Contigo Peru Fine Peruvian Cuisine – Edwin Burns, Agent. The previous Restaurant License held at this location by Juarez Family, was terminated with the State on 04/04/2008.
(District 3)

*4e. Fat Willy's Family Sports Grill

New Restaurant License for Fat Willy's Family Sports Grill, 2662 E. University Drive, Suite 102, Fat Willy's University LLC – Christopher Robert Gelenites, Agent. The previous Restaurant License held at this location by Crowl Enterprises LLC, will revert back to the State. **(District 2)**

*4f. The Grill On Main

New Restaurant License for The Grill On Main, 124 W. Main Street, The Grill On Main LLC – Arthur Otto Froehlich, Agent. This is an existing building with no previous liquor license at this location. **(District 4)**

*4g. India Oven

New Restaurant License for India Oven, 1315 S. Gilbert Road, Suite 102-104, Singh Family LLC – Sarabjit Singh, Agent. The previous Restaurant License held at this location by Tulios Restaurant Concepts Inc, was terminated with the State on 05/31/2007. **(District 2)**

*4h. La Cascada Seafood & Mexican Food

New Restaurant License for La Cascada Seafood & Mexican Food, 540 W. Broadway Road, Suite 101-102, Leslie Erin Nowlin, Individual. The previous Restaurant License held at this location by Belinda L. Dominquez, will revert back to the State. **(District 4)**

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*4i. Salsitas Mexican Food

New Restaurant License for Salsitas Mexican Food, 35 N. Country Club Drive, Yesenia Santoyo, Agent. The previous Restaurant License held at this location by El Bucanero LLC, will revert back to the State. **(District 4)**

5. Take action on the following contracts:

*5a. Purchase of Siemens and Polycom Telephone Equipment for Citywide Use for the Information Technology Department **(Citywide)**

The Purchasing Division recommends authorizing purchase from the lowest, responsive and responsible bidders, Siemens Enterprise Communications, Inc. at \$1,175,399.69 and Vocal Cloud at \$27,497.45, including applicable taxes. The combined total award is \$1,202,897.14; \$610,259.99 funded in FY 09/10 and \$592,637.15 to be funded in FY 10/11.

*5b. Term Contract for Automotive Hydraulic Hose and Fittings for Fleet Services **(Citywide)**

The Purchasing Division recommends awarding the contract to the lowest, responsible and responsive bidder, Westpac Heavy Duty, Inc. dba C.W. Carter Co. at \$90,000 annually, based on estimated requirements.

*5c. Term Contract for Cationic Emulsion Polymer for the Water Resources Department – Phase II **(Citywide)**

The Purchasing Division recommends awarding the contract to the lowest, responsive and responsible bidder, Polydyne Inc. at \$450,000 annually, based on estimated requirements.

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*5d. Upgrade Brown Road Water Treatment Plant - Desert Wells and Desert Sage Pump Station Upgrades **(District 5)**

City Project 04-071-001. This project will expand the existing pump stations by installing larger capacity pumps, additional pumps to serve the Desert Wells water zone, and the Desert Sage water zone, an additional 36-inch water line to feed the Desert Sage water zone and upgrade a portion of the electrical system.

Recommend award to the low bidder, Garney Companies Inc., in the amount of \$2,477,480.00, plus an additional \$247,748.00 (10% allowance for change orders) for a total award of \$2,725,228.00. Funding is available in the tentative FY 10/11 Water Bond Capital Program.

*5e. Rehabilitation of Wastewater Crossings under the U.S. 60 Freeway **(Citywide)**

City Project 07-029-001. This project will install a new corrosion-protection liner on the interior of five existing wastewater pipes that cross under the U.S. 60 Freeway at Horne, Val Vista Drive, Power Road, 80th Place, and Crismon Road.

Recommend award to the low bidder, Insituform Technologies, in the amount of \$695,710.60, plus an additional \$69,571.06 (10% allowance for change orders) for a total award of \$765,281.66. Funding is available in the tentative FY 10/11 Wastewater Bond Capital Program.

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*5f. Chilled Water Pumps, Chiller, and Boiler Replacement at Various Locations **(Districts 3 & 4)**

City Project 09-923-001. This project will replace chilled water pumps, a chiller and a boiler that are beyond their useful life, thereby preventing a system failure that could disrupt City operations. With more energy-efficient units in place, the City will reduce overall operating and maintenance costs.

Recommend award to the low bidder, Premier Mechanical, in the amount of \$368,836.00, plus an additional \$36,883.60 (10% allowance for change orders) for a total award of \$405,719.60. Funding is available in the Facilities Maintenance Operating Budget.

6. Introduction of the following ordinances and setting June 7, 2010 as the date of the public hearing on these ordinances:

*6a. Amending various sections of the Mesa City Code regarding the following traffic modifications:

Speed Limits (40 mph) 10-4-4 and Speed Limits (35 mph): 10-4-5

Increasing the speed limit from 35 mph to 40 mph on Signal Butte Road from Baseline Road to a point 450 feet south of Elliot Road. (Signal Butte Road south of Baseline Road). **(District 6)**

*6b. **Z10-06 (District 1)** 945 North Center Street. Located south of Brown Road on the east side of Center Street (1.35± acres). Rezone from R1-6 to R1-6 HL. This request will establish a Local Historic Landmark Overlay for the Fitch Farmhouse. Ruth Nesbitt, Owner; City of Mesa, applicant.

P&Z Recommendation: Approval with conditions (Vote 7– 0)

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7. Take action on the following resolutions:

*7a. Approving and supporting the submittal of a grant application by Mesa Parks, Recreation and Commercial Facilities to the Ak-Chin Indian Community for funding in the amount of \$300,000 to expand off-leash dog facilities at four parks in Mesa.

*7b. Approving and supporting the submittal of a grant application by A.T. Still University (ATSU) to the Ak-Chin Indian Community for funding in the amount of \$8,350 to initiate a pilot project, Community Health Watch Education.

*7c. Approving and supporting the submittal of a grant application by A.T. Still University (ATSU) to the Gila River Indian Community for funding in the amount of \$318,000 over a three-year period to support the Bridging the Gap Program.

*7d. Approving and supporting the submittal of a grant application by the East Valley Adult Resource (EVAR) to the Ak-Chin Indian Community for funding in the amount of \$75,000 to support the community with various outreach services.

*7e. Approving and supporting the submittal of a grant application by the Gene Lewis Boxing Club to the Ak-Chin Indian Community for funding in the amount of \$25,000 for health and wellness programs for youth.

*7f. Approving and supporting the submittal of a grant application by Southwest Shakespeare Company to the Ak-Chin Indian Community for funding in the amount of \$50,000 to develop a "Shakespeare On the Road" tour.

*7g. Approving and supporting the submittal of a grant application by the Mesa Convention and Visitors Bureau (MCVB) to the Fort McDowell Yavapai Nation for funding in the amount of \$146,250 for marketing and sales activities to promote tourism for Mesa and the Fort McDowell Yavapai Nation.

*7h. **Deleted.**

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- *7i. Extinguishing a portion of a 1-foot Vehicular Non-Access Easement at 3548 East Grandview Street, Lot 14, Chatham Groves. **(District 1)**

This easement is being extinguished to allow the construction of a RV garage on a residential lot as approved by Building and Sustainability Department.

- *7j. Granting a Power Distribution Easement to Salt River Project at 2100 West 8th Street (Riverview Park). **(District 1)**

This easement is necessary to provide electrical service and install new electrical transformers at Riverview Park to accommodate the park's soccer fields.

- *7k. Approving the municipal incorporation of area known as San Tan Valley, Arizona.

- *7l. Approving and authorizing the City Manager to execute an Intergovernmental Agreement between City of Mesa, as administrative manager of the Topaz Regional Wireless Cooperative (TRWC) and the City of Phoenix, as administrative manager of the Regional Wireless Cooperative (RWC) to facilitate radio interoperability and ongoing coordination between the TRWC and RWC.

8. Discuss, receive public comment, and take action on the ordinances introduced at a prior Council meeting. Any citizen that wants to provide comment should submit a blue card to the Clerk before the item is voted on. If a citizen wants to comment on an item listed with an asterisk (*), a blue card must be given to the Clerk before Council votes on the consent agenda.

- *8a. Amending the Mesa Tax Code (MTC) as a result of the adoption of changes to the Model City Tax Code (MCTC).

- *9. Assign delinquent accounts to collection services for the three-month period ending March 31, 2010, totaling \$726,631.

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- *10. Adopt a Notice of Intention to adjust rates or rate components, fees and/or service charges for irrigation water, natural gas, reclaimed water, solid waste, wastewater and water and establishing June 21, 2010 as the date for the public hearing.
- 11. Items from citizens present. (Maximum of three speakers for three minutes per speaker).